

1 James P. Watson, Esq. (SBN 046127)
2 Bruce K. Leigh, Esq. (SBN 129753)
3 Anne Bevington, Esq. (SBN 111320)
4 STANTON, KAY & WATSON, LLP
5 101 New Montgomery Street, Fifth Floor
6 San Francisco, CA 94105-3612
7 Telephone: 415-512-3501
8 Facsimile: 415-512-3515
9 E-Mail: AnneB@skwsf.com

10 Attorneys for Plaintiffs

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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA

14 JOHN BONILLA, et al.,

15 Plaintiffs,

16 v.

17 B & R MOBILE ROCK CRUSHING SERVICES,
18 a Business Entity; and ROBERT GRECO, an
19 Individual,

20 Defendants.

21 **Case No. C 05 4511 SC**

22 **STIPULATION FOR DISMISSAL;
PROPOSED ORDER FOR
DISMISSAL**

23 IT IS HEREBY STIPULATED by and between JOHN BONILLA and GIL CROSTHWAITE,
24 as Chairman and Co-Chairman, respectively, of the BOARDS OF TRUSTEES OF THE OPERATING
25 ENGINEERS HEALTH AND WELFARE TRUST FUND, PENSION FUND FOR OPERATING
26 ENGINEERS, PENSIONED OPERATING ENGINEERS HEALTH AND WELFARE FUND,
27 OPERATING ENGINEERS VACATION AND HOLIDAY TRUST FUND, NORTHERN
28 CALIFORNIA PREAPPRENTICE, APPRENTICE AND JOURNEYMAN AFFIRMATIVE ACTION
TRAINING FUND, OPERATING ENGINEERS CONTRACT ADMINISTRATION FUND FOR
NORTHERN CALIFORNIA, OPERATING ENGINEERS INDUSTRY STABILIZATION TRUST
FUND AND OPERATING ENGINEERS MARKET PRESERVATION TRUST FUND (“Plaintiffs”)
and B&R MOBILE ROCK CRUSHING SERVICES and ROBERT GRECO (“Defendants”), through
their respective counsel, as follows:

29 1. This stipulation is entered into in connection with the settlement of this action. The
Settlement Agreement of the parties, executed concurrently with this stipulation, shall be

incorporated into the Court's Order for Dismissal, and the Court shall retain jurisdiction of this action for purposes of enforcing the Settlement Agreement, including but not limited to entry of a stipulated judgment against the Defendants;

2. This action shall be dismissed with prejudice, subject to the Court's retention of jurisdiction as described in Paragraph 1, above, each party to bear his/her/its own costs and attorneys' fees except as reflected in the parties' Settlement Agreement.

STANTON, KAY & WATSON, LLP

DATED: 10/20/06 By: /s/ Anne Bevington
ANNE BEVINGTON, ESQ.
Attorneys for Plaintiffs

LEO R. ALBERIGI, ATTORNEY AT LAW

DATED: 10/18/06 By: /s/ Leo R. Alberigi
LEO R. ALBERIGI, ESQ.
Attorney for Defendants

ORDER FOR DISMISSAL

IT IS SO ORDERED.

DATED: October 23, 2006



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